

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 13-50274

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MICHAEL HAENDEL,

Plaintiff - Appellant

v.

M. DIGIANTONIO; THOMAS EATON,

Defendants - Appellees

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Appeal from the United States District Court for the  
Western District of Texas  
USDC No. 1:13-CV-7 SS

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Before WIENER, DENNIS, and OWEN, Circuit Judges.

PER CURIAM:

This court must examine the basis of its jurisdiction, on its own motion if necessary. *Hill v. City of Seven Points*, 230 F.3d 167, 169 (5th Cir. 2000). In this personal injury case, the plaintiff filed a notice of appeal on March 22, 2013 and a subsequent notice on April 5, 2013, from an order of the district court denying his motion requesting clarification of an earlier court order.

The district court's order denying the plaintiff's motion asking it to clarify a previous order is not a final or otherwise appealable order. Accordingly, we do not have jurisdiction over this appeal and it must be dismissed.

IT IS SO ORDERED.

**FILED**

JUN 20 2013

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY \_\_\_\_\_ DEPUTY

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WESTERN DISTRICT OF TEXAS  
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LYLE W. CAYCE  
CLERK

*United States Court of Appeals*  
FIFTH CIRCUIT  
OFFICE OF THE CLERK

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NEW ORLEANS, LA 70130

June 13, 2013


Mr. William Putnicki  
Western District of Texas, Austin  
United States District Court  
501 W. 5th Street  
Austin, TX 78701-0000

No. 13-50274, Michael Haendel v. M. Digianantonio, et al  
USDC No. 1:13-CV-755

Enclosed is a copy of the judgment issued as the mandate.

Sincerely,

LYLE W. CAYCE, Clerk

By:   
Nancy F. Dolly, Deputy Clerk  
504-310-7683

cc w/encl:  
Ms. Elaine Agnes Casas  
Mr. Michael Haendel